THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :17234 OF 2007

DATED:20-08-2007

BETWEEN:

Vanka Nageswar Rao.

.....
PETITIONER

AND

The Superintendent of Prohibition & Excise
And Ex-Officio Registrar,
Toddy Tappers Cooperative Societies,
Kakinada,
East Godavari District.

.....RESPONDENT

ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Prohibition & Excise appearing for the respondent.

2. Petitioner seeks a writ of mandamus declaring the impugned action of the respondent in not considering the representation, dated 30-07-2007, for conducting the elections to the Toddy Tappers Cooperative Society Limited, Lalacheruvu, Rajahmundry Urban Mandal, East Godavari District, as illegal, arbitrary, and violative of principles of natural justice.

3. Petitioner submits that he is the President of Toddy Tappers Cooperative Societies, Lalacheruvu village, Rajahmundry Urban Mandal, East Godavari District and the elections are due to be conducted but no election notification has been issued and therefore he has made a representation, dated 30-07-2007, before the respondent who is the Ex-Officio Registrar of Toddy Tappers Cooperative Society to take appropriate steps to conduct the elections. It is stated that the said representation has not been considered so far. Hence, the present Writ Petition.

4. Learned Government Pleader submits that the Toddy Tappers Cooperative Societies come within the purview of the

aided Societies and accordingly the Election Authority/District Collector issued notification in Rc.No.384/2007/A3, dated 17-08-2007, issuing the election notification, appointing the Election Officers, and fixing the date of poll on 30-07-2007.

5. In view of issuance of the aforesaid election notification I am of the opinion that no further orders need be passed in this Writ Petition.

6. Accordingly, Writ Petition is dismissed. There shall be no order as to costs.

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V.ESWARAIAH,J

20th August, 2007.
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